



Entered on Docket
April 12, 2011

Mike K. Nakagawa
Hon. Mike K. Nakagawa
United States Bankruptcy Judge

TIFFANY & BOSCO, P.A.

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HSBC Bank USA, National Association, not in its individual capacity,
but solely as trustee on behalf of GSAA Home Equity Trust 2005-12.
10-74320

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:	Bk Case No.: 10-30482-mkn
William B. Engel and Asela V. Engel	Date: 03/09/2011 Time: 1:30 pm
	Chapter 13
Debtors	

ORDER VACATING AUTOMATIC STAY


IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to Secured Creditor HSBC Bank USA, National Association, not in its individual capacity, but solely as trustee on behalf of GSAA Home Equity Trust 2005-12., its assignees and/or successors in interest, of the subject property, generally described as 1609 Belluno Court, Las Vegas, NV 89117.

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
2 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee
3 of the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its
4 secured Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the
5 foreclosure sale.
6

7 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor will
8 re-start the foreclosure by recording a new Notice of Default.
9

10 Submitted by:

11 **TIFFANY & BOSCO, P.A**

12 By:  #10235
13 **Gregory L. Wilde, Esq.**
14 Attorney for Secured Creditor

15 **APPROVED / DISAPPROVED**

16 By: _____
17 David Krieger
18 Attorney for Debtor(s)

19 **APPROVED / DISAPPROVED**

20 By: _____
21 Kathleen A Leavitt
22 Chapter 13 Trustee
23
24
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10 Submitted by:


11 **TIFFANY & BOSCO, P.A**

12 By: _____
13 **Gregory L. Wilde, Esq.**
14 Attorney for Secured Creditor

15 **APPROVED / DISAPPROVED**

16 By: _____
17 David Krieger
18 Attorney for Debtor(s)

19 **APPROVED / DISAPPROVED**

20 By:  3/21/11
21 Kathleen A Leavitt
22 Chapter 13 Trustee
23
24
25
26

1 ALTERNATIVE METHOD re: RULE 9021:

2 In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately
3 reflects the court's ruling and that (check one):

4 ☐ The court has waived the requirements set forth in LR 9021(b)(1).

5 ☐ No party appeared at the hearing or filed an objection to the motion.

6 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and
7 any trustee appointed in this case any unrepresented parties who appeared at the hearing,
8 and each has approved or disapproved the order, or failed to respond, as indicated below.

9 Debtor's counsel:

10 ☐ approved the form of this order ☐ disapproved the form of this order

11 ☐ waived the right to review the order and/or ☒ failed to respond to the document

12 ☐ appeared at the hearing, waived the right to review the order

13 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15 ☒ approved the form of this order ☐ disapproved the form of this order

16 ☐ waived the right to review the order and/or ☐ failed to respond to the document

17
18
19 ☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the
20 motion pursuant to LR 9014(g), and that no party has objected to the form or content of the
21 order.

22 I declare under penalty and perjury that the foregoing is true and correct.

23 Submitted by:

24 /s/ Gregory L. Wilde, Esq.

25 Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor